

DATE 8/13/19 CASE NUMBER 4:19-cr-175 ALM/KPJ
 LOCATION Plano USA Andrew Stover Assigned
 JUDGE Kimberly C. Priest Johnson VS Kevin McClellan Appeared
 DEPUTY CLERK Toya McEwen
 COURT REPORTER: Digital Recording
 INTERPRETER: _____
 BEGIN 10:09 am Defendant Frank Henderson, FD
USDO: Jiffany Routh Attorney Hearing held with 4:19cr49.1
Total time:

- ☐ PLEA TO INFORMATION, Initial Appearance and Arraignment held on Indictment
☒ INITIAL APPEARANCE AND PLEA TO INFORMATION ☒ WAIVER OF INDICTMENT SIGNED

☒ CASE CALLED ☒ DEFENDANT SWORN ☐ Hearing held by Interpreter: _____

☒ Defendant appears with counsel Frank Henderson

INITIAL APPEARANCE

- ☒ Dft ☐ advised of charges ☐ advised of maximum penalties ☐ advised of right to remain silent;
☐ advised of right to counsel ☒ received copy of information

PLEA TO INFORMATION

☒ Defendant to plea guilty to Count (s) One (1) of the Information.

☒ Defendant signed Waiver and Consent to Administration of Guilty Plea by United States Magistrate Judge.

☒ Dft signed Waiver of Indictment. ☐ Dft signed Waiver of Venue ☐ Dft signed Waiver of Statute of Limitations

☒ Dft waived reading of the information.

☒ Court found defendant competent for change of plea hearing.

☒ Defendant acknowledged satisfaction with representation of counsel

☒ Defendant advised of Constitutional rights. ☒ Defendant acknowledged understanding Constitutional rights.

☒ AUSA stated essential elements to be proven

☒ Defendant acknowledged understanding the essential elements and Defendant acknowledged having committed the elements.

☒ Court ☐ AUSA stated maximum range of penalty.

☒ Court reviewed rights regarding a plea of guilty and right to appeal.

☒ Reviewed Plea agreement with defendant.

☒ Reviewed ☒ Factual Basis ☐ Statement of Facts with defendant.

☒ AUSA and Defendant acknowledged factual basis has been established.

☒ Consent, Waiver of Indictment, Plea Agreement (under seal), Factual Basis, and Addendum (under seal) entered into the record.

☐ Defendant is not a citizen of the United States ☐ Defendant is not a legal permanent resident.

☐ Court advised defendant of deportation possibilities. ☐ Defendant acknowledged understanding deportation possibility.

☒ Forfeiture provision explained to Defendant ☒ Defendant acknowledged understanding forfeiture provision.

☐ Court advised defendant of requirement to register as sex offender. ☐ Defendant acknowledged understanding registration requirement.

☒ Defendant entered plea of guilty to Count One of the Information

☒ Court will recommend district court accept plea of guilty.

☒ Court finds plea is voluntary, knowledgeable and that it has a basis in fact.

☐ Defendant remanded to custody of U.S. Marshal.

☒ Defendant placed on ~~Conditions of Release~~ PR Bond.

FILED

AUG 13 2019

Clerk, U.S. District Court
Texas Eastern

☐ Defendant to remain on Conditions of Release based on extraordinary circumstances per the AUSA.

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Court recessed. 10:32am